

April 18, 2005
Regular Session

Minutes

Members present

D.C. Swaim- Chairman
Brady Wooten- Vice- Chairman
Leon Casstevens- Commissioner
Kim Clark Phillips- Commissioner
Allen Sneed- Commissioner

Others Present

Cecil E. Wood- County Manager
James Graham- County Attorney
Melinda Vestal-Clerk to the Board

Chairman Swaim called the meeting to order. Attorney Graham had the invocation. Tyler Howard, student from West Yadkin Elementary, led the pledge of allegiance.

Public Hearing-ROAP (Rural Operating Assistance Program)

Charlie Walker, Director, YVEDDI Transportation, reviewed the Rural Operating Assistance Program. The program is designed to provide transportation to doctor's appointments, grocery store, etc, for the elderly and disabled.

Chairman Swaim closed the public hearing.

Public Hearing-Zoning

Kim Bates, Zoning Supervisor, presented the following rezoning requests:

- Mark Casstevens- Hwy 601 at Shore Road, requesting to change from rural agriculture to highway business. Planning Board approved.
- John and Patricia Dyer- 1202 Flint Hill Road, requesting to change from rural agriculture to highway business. Planning Board approved.
- An amendment to Article 15, Nonconforming Uses, **Section 4. Reconstruction of a Nonconformity-** Reconstruction or restoration of any nonconforming building or structure damaged or destroyed by fire, flood, wind, explosion or casualty, is allowed with a general zoning permit, provided the zoning permit is issued within three (3) months after the event that caused destruction of the property; and provided such reconstruction is begun within six (6) months after the zoning permit issue date. Reconstruction of a nonconformity shall closely approximate the original structure in size and design, and shall be located on or as close as possible to the original site. Reconstruction to a larger extent than the original construction shall be considered an expansion of the nonconformity,

subject to Section 5 below. Reconstruction of a nonconforming building destroyed by neglect or by deliberate act of the property owner is not allowed under this provision. Planning Board approved.

Chairman Swaim closed the public hearing.

***Commissioner Wooten made the motion to approve the rezoning request for Mark Casstevens, Hwy 601 and Shore Road, from rural agriculture to highway business. Commissioner Phillips seconded. The Board voted 5-0.**

***Commissioner Wooten made the motion to approve the rezoning request for John and Patricia Dyer, 1202 Flint Road, from rural agriculture to highway business. Commissioner Sneed seconded. The Board voted 5-0.**

***Commissioner Phillips made the motion to approve the amendment for the reconstruction of a nonconforming building. Commissioner Wooten seconded. The Board voted 5-0.**

Public comments

Jimmy Steelman, Hamptonville, inquired about an update on the animal shelter

Chairman Swaim directed Mr. Steelman to contact Mr. Adams for the update.

Minutes

***Commissioner Wooten made the motion to approve the regular and closed session minutes with changes. Commissioner Casstevens seconded. The Board voted 5-0.**

Zoning- setting of public hearing and error on zoning map

***Commissioner Wooten made the motion to set a public hearing for May 16th at 7:00 p.m. Commissioner Phillips seconded. The Board voted 5-0.**

Mr. Bates presented a correction to the zoning map. The property is located south side of Shacktown Road, just east of the Yadkinville extended jurisdiction.

***Commissioner Sneed made the motion to correct the zoning map. Commissioner Casstevens seconded. The Board voted 5-0.**

Commissioner Casstevens inquired about a piece of property near the I-77/Hwy 421 interchange.

Mr. Wood stated the amendment just passed will cover this issue.

YVEDDI- board appointments

***Commissioner Wooten made the motion to appoint Chairman Swaim and Bobby Phillips to the YVEDDI Board. Commissioner Phillips seconded. The Board voted 5-0.**

Social Services- budget amendments

***Commissioner Sneed made the motion to approve the budget amendment. Commissioner Casstevens seconded. The Board voted 5-0.**

**Yadkin County Dept of Social Services
Revenues**

Description	Account Number	Original Budget	Increase/(Decrease)	Amend
Crisis	1045320 42221	38,585	15,406	53,991
Adoption Vendor	1045320 42256	55,351	15,000	70,351
Daycare	1045320 42235	1,183,306	(45,000)	1,138,306
Energy	1045320 42223	7,193	1,041	8,234
Total		1,284,435	(13,553)	1,270,882

**Yadkin County Dept of Social Services
Expenditures**

Description	Account Number	Original Budget	Increase/(Decrease)	Amend
Daycare	1055320 57772	1,183,306	(45,000)	1,138,306
Crisis	1055320 57840	38,585	15,406	53,991
Adoption Vendor	1055320 57810	67,134	20,000	87,134
Medicaid County Portion	1055400 57970	2,085,547	(44,553)	2,040,994
IAS County Portion	1055400 57940	57,812	20,000	77,812
AD County Portion	1055400 57930	130,000	3,000	133,000
Contracted Services	1055300 51700	7,000	1,500	8,500
Vehicle Parts	1055300 53040	1,000	500	1,500
Office Supplies	1055300 52010	22,000	1,000	23,000
Serv/Maint Agreements	1055300 51701	13,000	2,000	15,000

Furniture	1055300 56103	3,000	1,500	4,500
Equipment	1055300 56010	6,000	42,000	48,000
Vehicles	1055300 56100	46,000	(3,800)	42,200
Total		3,660,384	13,553	3,673,937

E-911- setting of public hearing

***Commissioner Wooten made the motion to set a public hearing for the proposed road name change for Benbow Road. Commissioner Sneed seconded. The Board voted 5-0.**

Commissioner Wooten questioned using the name “Shiloh” because it is already being used for Shiloh Baptist Church.

Ms. Trimble stated she would check to see if this would be a conflict.

CDBG-project ordinance

Capital Project Ordinance
CDBG Grant
Scattered Site Housing
April 2005

Be it ordained by the Yadkin County Board of Commissioners, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance be adopted:

Section 1. The Project authorized is the rehabilitation of qualifying homes as authorized by the Community Development Program.

Section 2. The Officers of this unit are directed to proceed with the project.

Section 3. The following amounts are appropriated for the project

Rehabilitation Activities	\$ 356,500
Planning	\$ 3,500
Administration	<u>\$ 40,000</u>
	\$ 400,000

Section 4. The following revenues will be made available to complete the project;

CDBG funds	\$ 400,000
------------	------------

Adopted this 18th day of April, 2005

***Commissioner Wooten made the motion to approve the capital project ordinance. Commissioner Phillips seconded. The Board voted 5-0.**

Water-project ordinance

Capital Project Ordinance
 EDA Grant
 US 601 Water Line
 April 2005

Be it ordained by the Yadkin County Board of Commissioners, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance be adopted:

Section 1. The Project authorized is the installation of a water line from the Yadkinville water plant to Courtney Crossing.

Section 2. The Officers of this unit are directed to proceed with the project.

Section 3. The following amounts are appropriated for the project

Administrative	\$ 15,000
Land/R-O-W	\$ 95,000
Engineering fees	\$ 80,000
Inspection and Audit fees	\$ 120,000
Construction	\$ 1,430,000
Contingencies	<u>\$ 140,000</u>
	\$ 1,880,000

Section 4. The following revenues will be made available to complete the project;

EDA Grant	\$ 940,000
Transfer from Capital Reserve	<u>\$ 940,000</u>
	\$ 1,880,000

Adopted this 18th day of April, 2005

***Commissioner Wooten made the motion to approve the capital project ordinance. Commissioner Casstevens seconded. The Board voted 5-0.**

Mr. Wood recognized Randy Darden with Arcadis.

Tax Administration

***Commissioner Wooten made a motion to approve the tax adjustments. Commissioner Phillips seconded. The Board voted 5-0.**

Yadkin County Tax Administration Budget Amendment

Reason: To add salary for Board approved reinstate position. No new money.

Description	Account Number	Original Budget	Increase/(Decrease)	Amend
Salaries	51010	127,276.00	5,286.00	132,562.00
Professional Services.	51500	7,000.00	(4,500.00)	2,500.00
Contracted Services	51700	20,000.00	(2,826.78)	17,173.22
FICA	51300	10,991.00	404.37	11,395.37
Retirement	51330	7,645.00	317.16	7,962.16
Group Insurance	51350	18,400.00	1,107.81	19,507.81
401K	51360	1,273.00	52.86	1,325.86
Worker's Comp.	51380	2,000.00	158.58	2,158.58

***Commissioner Phillips made the motion to approve the budget amendment. Commissioner Sneed seconded. The Board voted 4-1. Commissioner Wooten opposed.**

Commissioner Wooten stated he thought the position should have been reinstated in the new budget year.

Water-request for Advantage Machinery

Mr. Wood presented a request to do an engineering report for a possible extension of water lines up to Advantage Machinery.

***Commissioner Casstevens made the motion to approve the request for an engineering study for the extension of the waterline for Advantage Machinery. The cost of the study is to be reported back to the Board. Commissioner Wooten seconded. The Board voted 5-0.**

Commissioner Sneed inquired about Yadkin Valley Telephone running water lines.

Chairman Swaim called for a break.

Public Buildings- Fuel Man

Mr. Wood discussed a fueling system proposal from Fuel Man. He also explained how the cards would work. There are currently six businesses in the county who accept Fuel

Man gas cards. The cards come with a variety of restrictions and the county could allocate as many restrictions on the card as it wishes.

Commissioner Wooten asked about a contract; are we bound for a certain period of time?

Ms. Mitchell, Fuel Man Representative, stated there is no contract.

Mr. Wood stated reports can be issued as often as the Board requests. The cards would be issued to the vehicle.

***Commissioner Wooten made the motion to approve the proposal from Fuel Man with the maximum amount of restrictions allowed on each card. Commissioner Phillips seconded. The Board voted 5-0.**

Commissioner comments

Commissioner Phillips inquired about the joint meeting with the Town of Yadkinville. The Board asked Mr. Wood to check if May 2nd would be a good date with the Town.

Commissioner Phillips discussed the prospect for a Water Commission.

Commissioner Phillips informed the Board that the Board of Education would like to meet May 9th at 6:00 p.m. The meeting would be held at the Administrative Building.

Commissioner Wooten asked if the meeting with the Board of Education could be changed to 6:30?

Commissioner Phillips stated the Board of Education wants to proceed with the building of the two science labs. The Board of Education is also requesting 16 new mobile units. Commissioner Phillips stated she asked them to wait on purchasing the mobile units.

Commissioner Phillips discussed an article about Johnston County and the explosion of growth they are experiencing. She compared them to Yadkin County.

Commissioner Wooten inquired if the Board of Education had paid any of the bill submitted by the architect?

Commissioner Phillips stated she is not aware of any payment.

Commissioner Phillips inquired about the Grand Jury Report. She stated the county needs to correct the safety and health concerns very quickly.

Commissioner Wooten inquired about the roof.

Mr. Wood stated that with a flat roof, drainage is very difficult to control.

Commissioner Wooten discussed the holding cell for the prisoners.

The Board discussed several options to remedy the problems for the holding cell.

Commissioner Phillips stated she met with the Library Board. She presented a resolution supporting HB 309, increasing the amount of state aid funds for the libraries.

Yadkin County Commissioners
Resolution Supporting Senate Bill 309

WHEREAS, Yadkin County is blessed with strong natural resources in the intellectual capacity of our residents

WHEREAS, Yadkin County, as part of the Northwestern Regional Library System, has a strong public library system established to benefit county residents throughout the lifespan

WHEREAS, the public library system serving Yadkin County benefits the entire community

WHEREAS, the number of people being served by the public libraries and the demand for services is greater than at any time in our history

WHEREAS, Yadkin County wishes to encourage intellectual and personal growth of its residents by continuing to provide public library services for all residents; and

WHEREAS, Senate Bill 309 would increase State Aid to public libraries by \$2.3 million for 2005-2006 and \$2.4 million for 2006-2007; and

BE IT RESOLVED that the Yadkin County Board of Commissioners supports the passage of Senate Bill 309 to increase funding for the Public Libraries of North Carolina.

Adopted this the 18th day of April 2005.

s/D.C. Swaim, Chairman

s/Melinda Vestal, Clerk to the Board

***Commissioner Phillips made the motion to adopt the resolution. Commissioner Sneed seconded. The Board voted 5-0.**

Commissioner Wooten inquired if more information could be put on the agenda.

Commissioner Wooten asked for an update on the animal shelter and a copy of the original contract.

Mr. Wood stated the shelter should be completed in about 6-8 weeks. He spoke with architect concerning the workmanship.

Commissioner Wooten discussed fees charged by the county and how they need to increase to break even on the services provided.

Commissioner Wooten discussed an ordinance concerning no permit be issued if taxes are owed.

Commissioner Sneed suggested “tacking” on to Davie County’s ordinance since they have already adopted it.

Attorney Graham stated he would contact Representative George Holmes because this would require an enactment of local legislation by the General Assembly.

Commissioner Wooten stated he had contacted eight counties regarding how handle overtime for their EMS employees. He stated that our EMS is purposely scheduling overtime. He suggested that EMS work with Mr. Wood to cut back or eliminate overtime.

Commissioner Wooten stated it is irresponsible to raise taxes when there is way too much being spent. He suggested the county work towards a revenue neutral budget.

Commissioner Sneed discussed the proposed smaller outposts.

Commissioner Sneed proposed some fees for the animal shelter. He feels that taxpayers without animals should not have to help support the animal shelter.

Commissioner Casstevens inquired if the Board wanted him to read the names of the top ten delinquent taxpayers at the meetings?

Commissioner Wooten stated he would like to increase the list to fifteen.

Chairman Swaim stated he had received a response from Governor Easley regarding the increase in the cigarette tax and he indicated moving forward with the tax increase.

Chairman Swaim reminded the Board of the tourism meeting on April 26th;
Commissioner Sneed, Mr. Wood and Chairman Swaim would attend the meeting.

Manager comments

Mr. Wood reminded the Board of Phil Martin’s reception on Thursday, April 28th from 3:00-5:00.

Mr. Wood informed the Board that County Legislation Day would be May 24th in Raleigh. The Institute of Government would be hosting a workshop called “Best Practices for County Budget” on May 25th.

Mr. Wood discussed the proposed EMS outposts and the loan. After talking with the LGC, the bids must be submitted before our request would be considered and in the mean time the loan proposal from BB&T will expire which means we will have to start the loan process over.

Commissioner Wooten discussed the Reavis Road site for EMS. He also inquired about the property at the hospital and why it could not be used for EMS since the county already owns the property.

Mr. Wood stated the Reavis Road site is more accessible to Hwy 421 and it's out of the town traffic flow.

Mr. Wood requested permission to fill two positions; E-911 Coordinator and Appraiser.

***Commissioner Phillips made the motion to approve the hiring of these two positions. Commissioner Casstevens seconded. The Board voted 5-0.**

Mr. Wood stated the county received two bids for the house located on Caudle Mill Road; one was from a single mother with a child and the other a young couple soon to be married. The money received would be applied to other housing projects. We are in the process of verifying HUD eligibility.

Closed Session

***Commissioner Casstevens made the motion to go in closed session per G.S. 143-318.11(a) (3) (6). Commissioner Wooten seconded. The Board voted 5-0.**

***Commissioner Wooten made the motion to come out of closed session. Commissioner Casstevens seconded. The Board voted 5-0.**

Adjournment

***Commissioner Phillips made the motion to recess the meeting until April 21st to meet with the Planning Board. Commissioner Sneed seconded. The Board voted 5-0.**

Melinda Vestal, Clerk to the Board